

COMBINED DECLARATION
AND POWER OF ATTORNEY

Attorney Docket No. 28200-C1

As a below named joint inventor, each of us hereby declares as follows:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am an original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

2-(2-AMINO-1,6-DIHYDRO-6-OXO-PURIN-9-YL)METHOXY-1,3-PROPANEDIOL
DERIVATIVE

the specification of which is identified with Attorney Docket No. 28200-C1. The corresponding patent application was filed on 30 May 1995, Application No. 08/453,223 as a continuation of an application filed on 28 July 1994 as Application No. 08/281,893.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information of which I am aware that is material to the examination of this application in accordance with 37 CFR 1.56(a).

I do not know and do not believe: that this invention was ever known or used in the United States of America before our invention thereof; that this invention was patented or described in any printed publication in any country before our invention thereof or more than one year prior to this application; that this invention was in public use or on sale in the United States of America more than one year prior to this application; that this invention has been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application; nor that any application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns.

I hereby appoint the following attorneys to prosecute this application and to transact business in the United States Patent and Trademark Office connected therewith:

James E. Austin, Registration No. 39,489
Y. P. Chow, Registration No. 30,740
John Dhuey Registration No. 26,265

COMBINED DECLARATION
AND POWER OF ATTORNEY

Attorney Docket No. 28200-C1

Derek P. Freyberg, Registration No. 29,250
Alan M. Krubiner, Registration No. 26,289
Walter Kurz, Registration No. 37,373
Rupak Nag, Registration No. 37,493
William Schmonsees, Registration No. 31,796
Herwig von Morzé, Registration No. 29,484

Direct all telephone calls to:

Herwig von Morzé
(415) 324-7176

Address all written correspondence to:

Heller Ehrman White & McAuliffe
525 University Avenue
Palo Alto, CA 94301-1900.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

FIRST JOINT INVENTOR

John J. Nestor, Jr.

INVENTOR'S SIGNATURE

DATE

CITIZENSHIP

RESIDENCE

4207 Bridgewater Cove Apt. 4
Louisville, Ky 40207

U.S.A.

**COMBINED DECLARATION
AND POWER OF ATTORNEY**

Attorney Docket No. 28200-C1

SECOND JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Scott W. Womble	<u>Scott W. Womble</u>	7-3-96
RESIDENCE		CITIZENSHIP
119 Blaisdell Way Fremont, California 94536		U.S.A.
THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Hans Maag	<u>Hans Maag</u>	7/3/96
RESIDENCE		CITIZENSHIP
745 Stanford Avenue Menlo Park, California 94025		U.S.A. & Swiss

**COMBINED DECLARATION
AND POWER OF ATTORNEY**

**Attorney Docket No.
28200-C1**

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2-(2-AMINO-1,6-DIHYDRO-6-OXO-PURIN-9-YL)METHOXY-1,3-PROPANEDIOL DERIVATIVE

the specification of which was filed in the U.S. Patent & Trademark Office on May 30, 1995 as Application No. 08/453,223.

I state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information of which I am aware that is material to the examination of this application in accordance with 37 CFR 1.56(a).

I claim the benefit under 35 U.S.C. 120 of copending U.S. Patent Application No. 08/281,893, filed July 28, 1994, and, insofar as the subject matter of the claims is not disclosed in that prior application in the manner provided by 35 U.S.C. 112, ¶1, I acknowledge the duty to disclose material information as defined in 37 CFR 1.56(a) that occurred between the filing date of that prior application and the filing date of this application.

I hereby appoint the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

Y. P. Chow, Registration No. 30,740
John A. Dhuey, Registration No. 26,265
Derek P. Freyberg, Registration No. 29,250
Alan M. Krubiner, Registration No. 26,289
Walter Kurz, Registration No. 37,373
William Schmonsees, Registration No. 31,796
Herwig von Morzé, Registration No. 29,484

Address all written correspondence to:

Heller Ehrman White & McAuliffe
525 University Avenue
Palo Alto, California 94301-1900.

COMBINED DECLARATION
AND POWER OF ATTORNEY

Attorney Docket No.
28200-C1

Direct all telephone calls to:

Derek P. Freyberg, at (415) 324-7014.

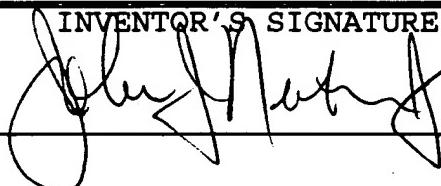
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

FIRST JOINT INVENTOR

INVENTOR'S SIGNATURE

DATE

John J. Nestor, Jr.



2/4/97

RESIDENCE

CITIZENSHIP

Louisville, Kentucky

U.S.A.

POST OFFICE ADDRESS

4207 Bridgewater Cove, Apt. 4, Louisville, Kentucky 40207

SECOND JOINT INVENTOR

INVENTOR'S SIGNATURE

DATE

Scott W. Womble



2-10-97

RESIDENCE

CITIZENSHIP

Fremont, California

U.S.A.

POST OFFICE ADDRESS

119 Blaisdell Way, Fremont, California 94536

THIRD JOINT INVENTOR

INVENTOR'S SIGNATURE

DATE

Hans Maag



2/10/97

RESIDENCE

CITIZENSHIP

Menlo Park, California

U.S.A. and Switzerland

POST OFFICE ADDRESS

745 Stanford Avenue, Menlo Park, California 94025

**COMBINED DECLARATION
AND POWER OF ATTORNEY**

Case 28200-C1

As a below named joint inventor, each of us hereby declares as follows:

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2-(2-Amino-1,6-Dihydro-6-Oxo-Purin-9-YL)Methoxy-1,3-Propanediol Derivative

the specification of which is filed herewith.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information of which I am aware that is material to the examination of this application in accordance with 37 CFR 1.56(a).

I do not know and do not believe: that this invention was ever known or used in the United States of America before our invention thereof; that this invention was patented or described in any printed publication in any country before our invention thereof or more than one year prior to this application; that this invention was in public use or on sale in the United States of America more than one year prior to this application; that this invention has been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application; nor that any application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns.

I hereby appoint the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

Y. P. Chow, Registration No. 30,740
Pauline Ann Clarke, Registration No. 29,783
John A. Dhuey, Registration No. 26,265
Derek P. Freyberg, Registration No. 29,250
Janet K. Kaku, Registration No. 37,860
Alan M. Krubiner, Registration No. 26,289

**COMBINED DECLARATION
AND POWER OF ATTORNEY**

Case 28200

Walter Kurz, Registration No. 37,373
Theodore J. Leitereg, Registration No. 28,319
Brian Lewis, Registration No. 32,502
Wayne W. Montgomery, Registration No. 35,016
Rohan Peries, Registration No. 35,752
William Schmonsees, Registration No. 31,796
Herwig von Morzé, Registration No. 29,484

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Address all written correspondence to:

**Herwig von Morzé
Syntex (U.S.A.) Inc.
Patent Law Department, A2-200
3401 Hillview Avenue
P.O. Box 10850
Palo Alto, California 94303.**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

FIRST JOINT INVENTOR

John Joseph Nestor

INVENTOR'S SIGNATURE

DATE

John Joseph Nestor 5/30/95

RESIDENCE

Cupertino, California

CITIZENSHIP

U.S.A.

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COMBINED DECLARATION
AND POWER OF ATTORNEY

Case 28200

SECOND JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Scott William Womble	<i>Scott William Womble</i>	30 May 1995
RESIDENCE	CITIZENSHIP	
Fremont, California	U.S.A.	
POST OFFICE ADDRESS		
3401 Hillview Avenue, P.O. Box 10850, Palo Alto, CA 94303		
THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Hans Maag	<i>Hans Maag</i>	5/30/95
RESIDENCE	CITIZENSHIP	
Menlo Park, California	U.S.A./Switzerland	
POST OFFICE ADDRESS		
3401 Hillview Avenue, P.O. Box 10850, Palo Alto, CA 94303		



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

DATE: 11/01/94

TO:

N06B

HERWIG VON MORZE
PATENT LAW AND LICENSING DEPT.
MAILSTOP A2-200
P.O. BOX 10850, 3401 HILLVIEW AVE.
PALO ALTO, CA 94303

70826 U.S. PTO
08/812991

03/04/97

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DEC 05 1994

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

SYNTEX PATENT DEPT.
PALO ALTO

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT BRANCH OF
THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS
AVAILABLE AT THE U.S. PATENT AND TRADEMARK OFFICE ON THE REEL AND FRAME
NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION
CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE
PATENT ASSIGNMENT PROCESSING SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR
QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE
NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR
CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT BRANCH,
NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231

ASSIGNOR: NESTOR, JOHN JOSEPH DOC DATE: 07/27/94

ASSIGNOR: WOMBLE, SCOTT WILIAM DOC DATE: 07/27/94

ASSIGNOR: MAAG, HANS DOC DATE: 07/27/94

RECORDATION DATE: 10/12/94 NUMBER OF PAGES 005 REEL/FRAME 7162/0473

DIGEST : ASSIGNMENT OF ASSIGNORS INTEREST

ASSIGNEE:

SYNTEX (U.S.A.) INC.
PATENT LAW AND LICENSING DEPT. MAILSTOP A2-200
3401 HILLVIEW AVENUE
PALO ALTO, CA 94304

SERIAL NUMBER 8-281893 FILING DATE 07/28/94
PATENT NUMBER ISSUE DATE 00/00/00

Shirley Simon
EXAMINER/PARALEGAL
ASSIGNMENT BRANCH
ASSIGNMENT/CERTIFICATION SERVICES DIVISION

WHEREAS, We, John J. Nestor, Jr., Scott W. Womble, and Hans Maag, having the respective addresses indicated below, have invented certain subject matter entitled 2-(2-AMINO-1,6-DIHYDRO-6-OXO-PURIN-9-YL)METHOXY-1,3-PROPANEDIOL DERIVATIVE (the "Invention"), for which U.S. Patent Application No. 08/453,223 was filed in the U.S. Patent & Trademark Office on May 30, 1995;

AND WHEREAS, Syntex (U.S.A.) Inc., a corporation of Delaware, having an address at 3401 Hillview Avenue, Palo Alto, California 94304 ("Syntex") desires to perfect its right to the Invention and in the Letters Patent to be obtained therefor from the United States of America and all countries foreign thereto;

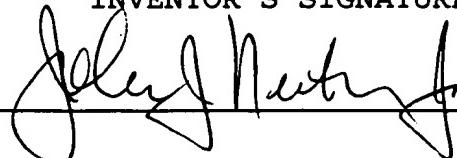
NOW, THEREFORE, in exchange for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, We acknowledge Syntex's interest in the Invention and hereby assign to Syntex for the United States of America and for all countries foreign thereto, all our rights, title and interest, including all rights under the Paris Convention for the Protection of Industrial Property, in the Invention, as described and claimed in Application No. 08/453,23, or in any continuation, division, reissue, reexamination or extension thereof and any legal equivalent thereof in a country foreign to the United States of America; the Invention, application and Letters Patent to be owned by Syntex, its successors, assigns and legal representatives, to the full end of the term for which such Letters Patent may be granted.

This assignment is effective as of May 30, 1995.

I have read and understand this Assignment document for Application No. 08/453,223 and agree hereto, as indicated by my signature as set forth below.

FIRST JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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John J. Nestor, Jr.



2/4/97

POST OFFICE ADDRESS

4207 Bridgewater Cove, Apt. 4, Louisville, Kentucky 40207

SECOND JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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Scott W. Womble



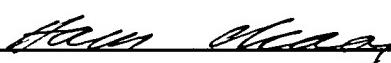
2-10-97

POST OFFICE ADDRESS

119 Blaisdell Way, Fremont, California 94536

THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
----------------------	----------------------	------

Hans Maag



2/10/97

POST OFFICE ADDRESS

745 Stanford Avenue, Menlo Park, California 94025

ALL-PURPOSE ACKNOWLEDGMENT

State of KentuckyCounty of JEFFERSONOn 3-4-97 before me, REBECCA D. MILLER, Notary Public,
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"personally appeared John J. Nestor, Jr.

NAME(S) OF SIGNER(S)

 personally known to me - OR -

proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



SIGNATURE OF NOTARY

11-18-00

My commission expires

THIS CERTIFICATE MUST BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT:

Though the data requested here is not required by law, it could prevent fraudulent reattachment of this form.

OPTIONAL SECTION

CAPACITY CLAIMED BY SIGNER

Though statute does not require the Notary to fill in the data below, doing so may prove invaluable to persons relying on the document.

 INDIVIDUAL CORPORATE OFFICER(S)

TITLE(S)

 PARTNER(S) LIMITED GENERAL ATTORNEY-IN-FACT TRUSTEE(S) GUARDIAN/CONSERVATOR OTHER: _____

SIGNER IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(ES)

OPTIONAL SECTION

TITLE OR TYPE OF

NUMBER OF PAGES

DATE OF

SIGNER(S) OTHER THAN NAMED

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

<p>State of <u>California</u> _____ } County of <u>Santa Clara</u> _____ }</p> <p>On <u>2-10-97</u> before me, <u>Hazel M. Raskowitz Notary Public</u> <small>DATE NAME, TITLE OF OFFICER - I.D.C., "JANE DOE, NOTARY PUBLIC"</small></p> <p>personally appeared <u>Scott W. Womble and Hans Maag</u> <small>NAME(S) OF SIGNER(S)</small></p> <p><input type="checkbox"/> personally known to me - OR - <input checked="" type="checkbox"/> proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.</p> <p style="text-align: center;"></p> <p style="text-align: center;">LS</p> <p>WITNESS my hand and official seal.</p> <p><u>Hazel M. Raskowitz</u> <small>SIGNATURE OF NOTARY</small></p>	<p>OPTIONAL SECTION</p> <p>CAPACITY CLAIMED BY SIGNER</p> <p>Though statute does not require the Notary to fill in the data below, doing so may prove invaluable to persons relying on the document.</p> <p><input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE OFFICER(S)</p> <hr/> <p>TITLE(S) <input type="checkbox"/> PARTNER(S) <input type="checkbox"/> LIMITED <input type="checkbox"/> GENERAL</p> <hr/> <p><input type="checkbox"/> ATTORNEY-IN-FACT <input type="checkbox"/> TRUSTEE(S) <input type="checkbox"/> GUARDIAN/CONSERVATOR <input type="checkbox"/> OTHER: _____</p> <hr/> <p>SIGNER IS REPRESENTING: <small>NAME OF PERSON(S) OR ENTITY(ES)</small></p> <hr/> <hr/> <hr/> <hr/>
<p>OPTIONAL SECTION</p> <p>THIS CERTIFICATE MUST BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT:</p> <p>Though the data requested here is not required by law, it could prevent fraudulent reattachment of this form.</p> <p>TITLE OR TYPE OF <u>Assignment for 28200-C1</u> NUMBER OF PAGES <u>2</u> DATE OF <u>2-10-97</u> SIGNER(S) OTHER THAN NAMED _____</p>	